

**Aug 10, 2018**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MARTIN D. WINTERROSE and  
DEANNA P. WINTERROSE,  
husband and wife,

Plaintiffs,

v.

BATTELLE MEMORIAL INSTITUTE  
INC. and BATTELLE MEMORIAL  
INSTITUTE PLAN FOR BMI  
ACTIVE STAFF,

Defendants.

No. 4:18-CV-05056-SMJ

**ORDER DISMISSING CASE**


Before the Court is the parties' Stipulation and Proposed Order of Dismissal, ECF No. 14. Consistent with the parties' agreement and Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and (B), **IT IS HEREBY ORDERED:**

1. The parties' Stipulation and Proposed Order of Dismissal, **ECF No. 14**, is **ACKNOWLEDGED**.
2. All claims are **DISMISSED WITH PREJUDICE**, with all parties to bear their own costs and attorney fees.
3. All pending motions are **DENIED AS MOOT**.
4. All hearings and other deadlines are **STRICKEN**.

**5.** The Clerk's Office is directed to **CLOSE** this file.

**IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and provide copies to all counsel.

**DATED** this 10th day of August 2018.

  
SALVADOR MENDOZA, JR.  
United States District Judge